HON'BLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.29549 of 1998

Date: 13-07-2006

Between :

Sanjanna and others.

… Petitioner/s

and

The Government of Andhra Pradesh,
Rep.by its Secretary,
Irrigation & Command Area Development,
Project Wing Department,
Hyderabad and others.

…Respondent/s

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ORDER :

This writ petition is filed seeking a Writ of Mandamus declaring the action of the respondents herein in not paying the compensation to the petitioners herein as per the decree made in A.S.No.111 of 1991 and batch as arbitrary and illegal, and consequently to direct respondents 1 to 3 herein to deposit the enhanced compensation amounts.

While admitting the writ petition, this Court passed the interim order on 27-10-1998 directing the respondents to pay the compensation amounts to the petitioners as per the decrees.

It is submitted by the learned counsel for the petitioners that though the amounts were deposited as per the decrees, the interest on 30% solatium was not paid, since as on that date, the matter was seized by the Supreme Court. Now in view of the reported judgment of the Apex Court in **Sunder v. Union of India**[1], the petitioners are entitled for interest on solatium also. The learned Government Pleader for Irrigation also states that the petitioners cannot be denied the interest on solatium in view of the above judgment.

In view of the above, the writ petition is disposed of directing the respondents to pay interest on solatium paid to the petitioners as per the decrees. No order as to costs.

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(C.V. RAMULU, J)

13-07-2006.

NOTE : Issue C.C. in one week.

(B/O)

Msr.

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13-07-2006

(Msr)

[1] AIR 2001 SUPREME COURT 3516